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9 Attorneys for Respondent

10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 **CARLOS CHICO,**

Petitioner,

15
16 v.

17 **ROSEANNE CAMPBELL, Warden,**

Respondent.
18
19

C 05-01282 MJJ

**APPLICATION FOR
EXTENSION OF TIME TO
FILE RESPONSE**

20 Respondent hereby requests a 60-day extension of time until September 13, 2007, pursuant
21 to Civil L.R. 7-8 and 7-11, within which to file a response to the petition for writ of habeas corpus
22 and provide the relevant state record, as required by this Court's Order to Show Cause filed May 16,
23 2007. The application is based on the file in this case and the attached declaration of Nanette
24 Winaker. Petitioner's counsel, Benjamin Ramos, has been contacted regarding respondent's request
25 for an extension of time and has no objection.

26 Wherefore, respondent respectfully requests that the time within which respondent must
27 comply with this Court's Order to Show Cause be extended to and including September 13, 2007.

28 //

1 Dated: July 10, 2007

2 Respectfully submitted,

3 EDMUND G. BROWN JR.
Attorney General of the State of California

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8
9 /s/ Nanette Winaker

10 NANETTE WINAKER
11 Deputy Attorney General
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18 Respondent.

C 05-01282 MJJ

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21 to Civil L.R. 7-8 and 7-11, within which to file a response to the petition for writ of habeas corpus
22 and provide the relevant state record, as required by this Court's Order to Show Cause filed May 16,
23 2007. The application is based on the file in this case and the attached declaration of Nanette
24 Winaker. Petitioner's counsel, Benjamin Ramos, has been contacted regarding respondent's request
25 for an extension of time and has no objection.

26 Wherefore, respondent respectfully requests that the time within which respondent must
27 comply with this Court's Order to Show Cause be extended to and including September 13, 2007.

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18 Respondent.

C 05-01282 MJJ

**DECLARATION OF
NANETTE WINAKER IN
SUPPORT OF APPLICATION
FOR EXTENSION OF TIME
TO FILE RESPONSE**

19
20 I, NANETTE WINAKER, declare under penalty of perjury:

21 I am a Deputy Attorney General for the State of California and am responsible for the
22 preparation and filing of a response to this Court's Order to Show Cause in this habeas proceeding.

23 This Court's Order to Show Cause was filed May 16, 2007, and ordered respondent to file
24 an answer within 60 days or by July 15, 2007. I am unable to prepare and file a response by July 15,
25 2007, for the reasons set forth below.

26 In the past 60 days, I have filed respondent's briefs in the California Courts of Appeal in
27 *People v. Williams* (A114491), and *People v. Armstrong* (H029397). I have also filed an answer in
28 *In re Hernandez* (H031247), and in *Carrasco v. Evans* (C 06-7849 SBA (PR)).

1 I am currently preparing respondent's briefs in *People v. Ray* (A11688) and *People v.*
2 *Mazza* (A115237). I must also prepare and file respondent's briefs and answers in several previously
3 assigned cases. *See e.g., People v. Givens* (A115487), *Saldana v. Scribner* (C 06-02126 JW (PR)),
4 and will be out of the office on prepaid vacations between July 17, 2007, and July 24, 2007, and
5 August 20, 2007, and August 24, 2007.

6 Accordingly, I request that the Court grant respondent an extension of sixty days, to and
7 including September 13, 2007, in which to file the response.

8 Dated: July 10, 2007

9 Respectfully submitted,
10 EDMUND G. BROWN JR.
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16 /s/ Nanette Winaker
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12 **CARLOS CHICO,**

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14 v.

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C 05-01282 MJJ

[PROPOSED] ORDER

18 **IT IS HEREBY ORDERED** that the time within which respondent is to answer the Order
19 to Show Cause of May 16, 2007, and provide the relevant state court record, will be extended to
20 September 13, 2007. Petitioner's traverse, if any, shall be filed and served within 30 days of service
21 of an answer.
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23 Dated: _____

24 The Honorable Martin J. Jenkins
United States District Judge
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